IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY FIFTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO: 15104 of 2004

Between:

Y.Chenchulakshmi W/o. Y.Latchaiah
S.B.S.Y.M. Degree College Kasibugga, Srikakulam District.

..... PETITIONER

AND

1 The Director of Higher Education A.P. Hyderabad.
2 The Commissioner of Collegiate Education A.P, Hyderabad.
3 The Correspondent S.B.S.Y.M. Degree College
Kasibugga, Srikakulam District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature of writ of mandamus declaring the action of the respondents in not considering the proposals submitted by the Management for approval of the appointment of the petitioner as Woman Attender, vide proceedings Rc.No.Fa/W.A/97, dt.19.4.1977, as arbitrary, illegal, improper, unjust and unconstitutional and further declare that the said appointment of the petitioner as Woman Attender in the third respondent College was deemed to have been approved.

Counsel for the Petitioner: MR.N.BHARAT BABU

Counsel for the Respondent Nos.1 & 2: GP FOR EDUCATION

Counsel for the Respondent No.3: None appeared

The Court at the stage of admission made the following:

HONOURABLE DR. JUSTICE G.YETHIRAJULU

WRIT PETITION NO.15104 OF 2004

ORDER:

The petitioner is working as a Woman Attender in the respondent-College. She was appointed in pursuance of a resolution of the Selection Committee dated 12-04-1997 and through a consequential order dated 19-04-1997. The Selection Committee was constituted under the orders of Government of Andhra Pradesh in G.O.Ms.No.680 dated 12-09-1980 for the selection of requisite staff in the college. The management of the third respondent appointed the petitioner in pursuance of the recommendation of the Selection Committee and the proposals were submitted by the management to the first respondent for approval of the appointment of the petitioner through letter dated 19-04-1997. But the first respondent so far did not pass any order, therefore, the petitioner is deprived of getting the salary of an aided employee.

2. The petitioner therefore, approached this Court seeking a direction to the first respondent to pass appropriate orders on the proposal made by the third respondent for approval of her appointment.

3. In the light of the circumstances explained by the petitioner, the first respondent is directed to pass appropriate orders, according to Rules, on the proposal made by the third respondent through the letter dated 19-04-1997, within two months from the date of receipt of a copy of this order and communicate the same to the petitioner.

4. The Writ Petition is accordingly disposed of. No order as to costs.

Dr. G.YETHIRAJULU, J

25th August, 2004

SKM

TO

1 The Director of Higher Education A.P. Hyderabad.

2 The Commissioner of Collegiate Education A.P, Hyderabad.

3 Two C.Cs. to G.P. for Education, High Court Buildings,

High Court, A.P., Hyderabad (OUT).

4 Two C.D. Copies.